

2001 DRAFTING REQUEST

Assembly Amendment (AA-AB362)

Received: **01/15/2002**

Received By: **rmarchan**

Wanted: **Soon**

Identical to LRB:

For: **Tom Sykora (608) 266-1194**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **rmarchan**

May Contact:

Addl. Drafters:

Subject: **Buildings/Safety - fireworks**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

AA (technical correction) to AB-362 (fireworks)

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rmarchan 01/15/2002	jdye 01/16/2002		_____			
/1			jfrantze 01/16/2002	_____	lrb_docadmin 01/16/2002	lrb_docadmin 01/16/2002	

FE Sent For:

<END>

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1?	rmarchan	1/16/02	1/16/02	Self 1/16			

FE Sent For:

<END>

Marchant, Robert

From: Marchant, Robert
Sent: Tuesday, January 15, 2002 3:08 PM
To: Sykora, Tom
Subject: AB-362 (fireworks)

Representative Sykora--

I was reviewing AB-362 and noticed a technical error that you may want to correct. The bill requires a nonresident to sign a statement indicating that the fireworks the person is purchasing are for use outside of this state. See proposed s. 167.10 (2) (d). However, the bill also amends s. 167.10 (4) to say that nothing in s. 167.10 prohibits a resident wholesaler or jobber from selling fireworks to a nonresident. If the signed statement requirement is intended to apply, then the treatment of s. 167.10 (4) should say "Nothing in this section prohibits a resident wholesaler or jobber from selling fireworks to a nonresident, *provided the nonresident complies with sub. (2) (d).*" Without this clarification, it is not clear whether the signed statement requirement will have any effect.

Please let me know if you would like me to draft an amendment to make this clarification.

Robert J. Marchant
Legislative Attorney
State of Wisconsin Legislative Reference Bureau
608-261-4454



State of Wisconsin
2001 - 2002 LEGISLATURE

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RJM:j:...

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~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

DRAFT

ASSEMBLY AMENDMENT,
TO 2001 ASSEMBLY BILL 362

1 At the locations indicated, amend the bill as follows:

2 1. Page 4, line 21: after "outside of this state" insert "provided the nonresident
3 person satisfies the requirements of sub. (2) (d)".

4 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1082/8dn

RJM:.....

1
JLD

Representative Sykora:

Assembly bill 362 requires a nonresident to sign a statement indicating that the fireworks the person is purchasing are for use outside of this state. See proposed s. 167.10 (2) (d). However, the bill also amends s. 167.10 (4) to say that nothing in s. 167.10 prohibits a resident wholesaler or jobber from selling fireworks to a nonresident. This amendment clarifies that the signed statement requirement applies to all nonresidents who purchase fireworks, including those who purchase fireworks from a resident wholesaler or jobber. Please let me know if you have any questions or desire any changes.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: robert.marchant@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1082/1dn
RJM:jld:jf

January 16, 2002

Representative Sykora:

Assembly bill 362 requires a nonresident to sign a statement indicating that the fireworks the person is purchasing are for use outside of this state. See proposed s. 167.10 (2) (d). However, the bill also amends s. 167.10 (4) to say that nothing in s. 167.10 prohibits a resident wholesaler or jobber from selling fireworks to a nonresident. This amendment clarifies that the signed statement requirement applies to all nonresidents who purchase fireworks, including those who purchase fireworks from a resident wholesaler or jobber. Please let me know if you have any questions or desire any changes.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: robert.marchant@legis.state.wi.us